

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

December 17, 2013

**Elisabeth A. Shumaker
Clerk of Court**

UNITED STATES OF AMERICA,

Plaintiff-Appellee,

v.

MONTGOMERY CARL AKERS,

Defendant-Appellant.

Nos. 13-3221 & 13-3238
(D.C. No. 2:04-CR-20089-KHV-JPO-1)

ORDER

The captioned appeal is dismissed for lack of prosecution pursuant to 10th Cir. R.
42.1.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk